

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

ANNETTE BUEHLER, an
individual,

Plaintiff,

v.

JOHN E. POTTER, Postmaster
General, United States Postal
Service, a governmental entity,

Defendant.

NO. CV-04-488-RHW

**ORDER GRANTING
STIPULATED MOTION TO
DISMISS**

Before the Court is the parties' Stipulated Motion to Dismiss Certain Causes of Action and Transfer Case to the Court of Federal Claims Pursuant to 28 U.S.C. § 1631 (Ct. Rec. 20). The parties have agreed that Plaintiff will voluntarily dismiss the following causes of action: gender discrimination, hostile work environment, retaliation, disability discrimination, and intentional and negligent infliction of emotional distress. Further, the parties agree that the remaining causes of action, all based on a breach of a settlement agreement, should be transferred by this Court to the Court of Federal Claims pursuant to the Tucker Act, 28 U.S.C. § 1491, and to 28 U.S.C. §§ 1346(a)(2) and 1631.

Accordingly, **IT IS HEREBY ORDERED:**

1. The parties Stipulated Motion to Dismiss Certain Causes of Action and Transfer Case to the Court of Federal Claims Pursuant to 28 U.S.C. § 1631 (Ct. Rec. 20) is **GRANTED**.

2. This matter is hereby **TRANSFERRED** pursuant to 28 U.S.C. § 1631 to

1 the Court of Federal Claims.

2 **IT IS SO ORDERED.** The District Court Executive is directed to enter this
3 Order and forward copies to counsel. The District Court Executive is further
4 directed to forward this file with a copy of this Order to the Clerk of the United
5 States Court of Federal Claims and close the file in this district.

6 **DATED** this 30th day of March, 2006.

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8 s/ Robert H. Whaley

9 ROBERT H. WHALEY
10 Chief United States District Judge
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